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Attorneys for Plaintiff  
JOLTID LIMITED

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JOLTID LIMITED,

Plaintiff,

vs.

SKYPE TECHNOLOGIES S.A.; SKYPE INC.,  
eBAY INC.; SILVER LAKE PARTNERS, L.P.;  
SILVER LAKE PARTNERS II, L.P.; SILVER  
LAKE PARTNERS III, L.P.; SILVER LAKE  
PARTNERS MANAGEMENT COMPANY,  
L.L.C.; SILVER LAKE MANAGEMENT  
COMPANY III, L.L.C.; INDEX VENTURES  
MANAGEMENT, S.A.; MICHAELANGELO  
("MIKE") VOLPI; ANDREESSEN HOROWITZ  
LLC; CANADA PENSION PLAN  
INVESTMENT BOARD; DOES 1-10,

Defendants.

) Case No. 3:09-CV-04299-SC

)

) Judge: Honorable Samuel Conti

) Crtrm: Courtroom 1, 17th Floor

)

) **FIRST AMENDED SUMMONS AND**  
) **ORIGINAL PROOFS OF SERVICE**

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# UNITED STATES DISTRICT COURT

Northern District of California

JOLTID LIMITED

V.

## FIRST AMENDED SUMMONS IN A CIVIL ACTION

SKYPE TECHNOLOGIES S.A.; SKYPE INC., eBay  
INC.; SILVER LAKE PARTNERS, L.P.; SILVER  
LAKE PARTNERS II, L.P.; SILVER LAKE  
PARTNERS III, L.P.; SILVER LAKE PARTNERS  
MANAGEMENT COMPANY, L.L.C.; SILVER  
LAKE MANAGEMENT COMPANY III, L.L.C.;  
INDEX VENTURES MANAGEMENT, S.A.;  
MICHAELANGELO ("MIKE") VOLPI;  
ANDREESSEN HOROWITZ LLC; CANADA  
PENSION PLAN INVESTMENT BOARD; DOES 1-  
10

CASE NUMBER: 3:09-CV-04299-SC

TO: (Name and address of Defendant)

SKYPE TECHNOLOGIES S.A.  
22/24 Boulevard Royal, 6e etage, L-2449  
Luxembourg

eBAY INC.  
c/o National Registered Agents, Inc. (Agent for Service of Process)  
2875 Michelle Dr., Ste. 100  
Irvine, CA 92606

SKYPE INC.  
c/o National Registered Agents, Inc. (Agent for Service of Process)  
2875 Michelle Dr., Ste. 100  
Irvine, CA 92606

SILVER LAKE PARTNERS, L.P.  
AS-CSC- Lawyer's Incorporating Service (Agent for Service of Process)  
2730 Gateway Oaks Dr., Ste. 100  
Sacramento, CA 95833

SILVER LAKE PARTNERS II, L.P.  
CT Corporation System (Agent for Service of Process)  
818 W. 7th Street, Ste. 200  
Los Angeles, CA 90017

ORIGINAL

FILED  
American LegalNet, Inc.  
www.AmericanLegalNet.com

SILVER LAKE PARTNERS III, L.P.  
CT Corporation System (Agent for Service of Process)  
818 W. 7th Street, Ste. 200  
Los Angeles, CA 90017

SILVER LAKE PARTNERS MANAGEMENT COMPANY, L.L.C.  
CT Corporation System (Agent for Service of Process)  
818 W. 7th Street, Ste. 200  
Los Angeles, CA 90017

SILVER LAKE MANAGEMENT COMPANY III, L.L.C.  
CT Corporation System (Agent for Service of Process)  
818 W. 7th Street, Ste. 200  
Los Angeles, CA 90017

INDEX VENTURES MANAGEMENT, S.A.  
52 53 Conduit St.  
London  
United Kingdom W1S 2YX

MICHAELANGELO ("MIKE") VOLPI  
52 53 Conduit St.  
London  
United Kingdom W1S 2YX

ANDREESSEN HOROWITZ LLC  
Kenneth G. Hausman (Agent for Service of Process)  
Three Embarcadero Center, 7th Floor  
San Francisco, CA 94111

CANADA PENSION PLAN INVESTMENT BOARD  
One Queen St., East, Suite 2600, P.O. Box 101  
Toronto, Ontario M5C 2W5  
Canada

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Roderick G. Dorman  
Lawrence M. Hadley  
Mieke K. Malmberg  
HENNIGAN BENNETT & DORMAN LLP  
865 S. Figueroa Street, Suite 2900  
Los Angeles, CA 90017  
Tel: 213-694-1200 Fax: 213-694-1234

AO 440 (Rev. 8/01) Summons in a Civil Action

CN-09-4299SC

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**RICHARD W. WIEKING**

CLERK

DATE

10/6/09

(By) DEPUTY CLERK

**Felicia Reloba**

AO 440 (Rev. 8/01) Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL 0.00
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____  <div style="display: flex; justify-content: space-around; width: 100%;"> <span>Date</span> <span>Signature of Server</span> </div>   <div style="text-align: center; margin-top: 20px;"> _____  Address of Server </div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.



<b>LAWRENCE M. HADLEY, ESQ.</b> <b>HENNIGAN BENNETT &amp; DORMAN LLP</b> <b>865 S. FIGUEROA STREET SUITE 2900</b> <b>LOS ANGELES, CA 90017</b> TELEPHONE NO.: <b>(213) 694-1200</b> FAX NO. (Optional): <b>(213) 694-1234</b> E-MAIL ADDRESS (Optional):					SBN: 157728 FOR COURT USE ONLY	
<b>UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:						
PLAINTIFF (name each): <b>JOLTID LIMITED</b> DEFENDANT (name each): <b>SKYPE TECHNOLOGIES S.A., ET AL.</b>					CASE NUMBER: <b>3:09-CV-04299-SC</b>	
<b>PROOF OF SERVICE</b>		HEARING DATE:	DAY:	TIME:	DEPT.:	Ref No. or File No.: <b>SKYPE</b>

AT THE TIME OF SERVICE I WAS AT LEAST 18 YEARS OF AGE AND NOT A PARTY TO THIS ACTION, AND I SERVED COPIES OF THE:

FIRST AMENDED SUMMONS IN A CIVIL ACTION; FIRST AMENDED COMPLAINT FOR COPYRIGHT INFRINGEMENT; EXHIBITS; CIVIL COVER SHEET; PLAINTIFF JOLTID LIMITED'S CERTIFICATION OF INTERESTED ENTITIES OR PERSONS PURSUANT TO CIVIL L.R.3-16 AND FED. R. CIV.P.7.1; REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA CONTENTS OF JOINT CASE MANAGEMENT STATEMENT; NOTICE OF LAWSUIT AND REQUEST FOR WAIVER OF SERVICE OF SUMMONS; WAIVER OF THE SERVICE OF SUMMONS; U.S. DISTRICT COURT NORTHERN CALIFORNIA ECF REGISTRATION INFORMATION HANDOUT; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA CONSENTING TO A MAGISTRATE JUDGE'S JURISDICTION IN THE NORTHERN DISTRICT OF CALIFORNIA; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION

PARTY SERVED: CANADA PENSION PLAN INVESTMENT BOARD  
SERVED UNDER F.R.C.P. RULE 4

PERSON SERVED: JOAN TRIPP - AUTHORIZED TO ACCEPT SERVICE

DATE & TIME OF DELIVERY: October 20, 2009  
03:10 pm

ADDRESS, CITY, AND STATE: ONE QUEEN STREET, EAST, SUITE 2600  
TORONTO, ON M5C 2W5  
(BUSINESS)

MANNER OF SERVICE:  
Personal Service - By Personally delivering copies.

Fee for Service:

County:

Registration No.:



**FIRST LEGAL INVESTIGATIONS**  
**2112 N. MAIN STREET, SUITE 260**  
**SANTA ANA, CA 92706**  
**(714) 550-1375**

First Legal Investigations Licenses: CA PI: 24171, AZ  
 PI: 1551710, NV PI-PS: 1452  
 www.firstlegallnetwork.com

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on **October 21, 2009**.

Signature:

**MARK MCROBERTS**

**PROOF OF SERVICE**





AO 399 (01/09) Waiver of the Service of Summons

## UNITED STATES DISTRICT COURT

for the

Northern District of California

JOLTID LIMITED*Plaintiff*

v.

SKYPE TECHNOLOGIES S.A.; SKYPE INC., et al.*Defendant*

Civil Action No. 3:09-CV-04299-SC

## WAIVER OF THE SERVICE OF SUMMONS

To: Roderick G. Dorman, Lawrence M. Hadley, and Mieke K. Malmberg  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

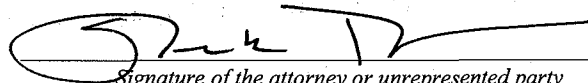
I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 10/08/2009, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

10/23/09*Signature of the attorney or unrepresented party*Michaelangelo ("Mike") Volpi*Printed name of party waiving service of summons*Steve Taylor*Printed name*

Keker & Van Nest LLP  
710 Sansome Street  
San Francisco, CA 94111

*Address*staylor@kvn.com*E-mail address*(415) 391-5400*Telephone number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.